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United States District Court  
Southern District of California  
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San Diego, CA 92101

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SOUTHERN DISTRICT OF CALIFORNIA

BY:



DEPUTY

UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF CALIFORNIA

SCHNEIDER RUCINSKI ENTERPRISES, a  
California corporation,

Case No. 08 CV 0138 Wqh POR

Plaintiff,

v.

TOUCH ASIA OUTSOURCING  
SOLUTIONS, INC., dba TOUCH ASIA  
CALL CENTER, INC.; RUDY NGAW;  
STRATASOFT, INC. PACIFIC CALL  
CENTERES; LANE MCCARTY, individually,  
and as an employee and/or agent of  
STRATASOFT, INC.; JASON PACE,  
individually and as an employee and/or agent  
of STRATASOFT, INC.; MIKE BRIDGES,  
individually and as an employee and/or agent  
of STRATASOFT, INC.; MICHAEL  
BRIDGES, JR., individually and as an  
employee and/or agent of STRATASOFT,  
INC., a Texas Corporation, formerly known as  
1-SECTOR CORPORATION; COLO 6 LLC,  
a California Limited Liability Company, dba  
U.S. COLO and NAVROZ HAJI, an  
individual, and DOES 1 through 20, inclusive,

Defendants.

**ANSWER TO VERIFIED COMPLAINT FOR GENERAL, SPECIAL,  
COMPENSATORY, AND EXEMPLARY AND PUNITIVE DAMAGES**

CR

1 Defendants, COLO 6 LLC, a California Limited Liability Company, and NAVROZ  
2 HAJI, by and through their assigned representative, admit, deny, and allege as follows in  
3 response to Plaintiff's Verified Complaint:

4 **ALLEGATIONS COMMON TO ALL CAUSES OF ACTION**

5 1. Answering Paragraphs 1, 2, 3, 4, 5, 6, 7, 8, and 9 of Plaintiff's Complaint,  
6 Defendants are without knowledge or information to form a belief as to the truth or falsity of the  
7 statements therein and therefore denies each and every allegation contained therein.

8 2. Answering Paragraph 10, Defendants admit that Navroz Haji is a resident of the  
9 State of California, County of Los Angeles, but denies that Mr. Haji is doing business in the  
10 County of San Diego, California during the relevant periods set forth in the Verified Complaint.

11 3. Answering Paragraph 11, Defendants admit that COLO 6 LLC, DBA U.S COLO  
12 (herein "COLO 6" or "U.S. COLO" is a duly organized and existing California Limited Liability  
13 Company, but denies doing business herein in the County of San Diego, California during the  
14 relevant periods set forth in the Verified Complaint.

15 4. Answering Paragraph 12, Defendants are without knowledge or information to  
16 form a belief as to the truth or falsity of the statements therein and therefore denies each and  
17 every allegation contained therein.

18 5. Answering Paragraph 13, Defendants are without knowledge or information to  
19 form a belief as to the truth or falsity of the statements therein and therefore denies each and  
20 every allegation contained therein.

21 6. Answering Paragraph 14, Defendant is not required to respond.

22 7. Answering Paragraph 15, Defendants are without knowledge or information to  
23 form a belief as to the truth or falsity of the statements therein and therefore denies each and  
24 every allegation contained therein.

**FIRST CAUSE OF ACTION**

8. Defendants hereby incorporate by reference each and every response contained in paragraphs 1 – 7, inclusive, and re-allege the same as if fully set forth herein.

9. Answering Paragraphs 17, 18, 19, 20, 21, 22, 23, 24, and 25 Defendants are without knowledge or information to form a belief as to the truth or falsity of the statements therein, and therefore deny each and every allegation contained therein.

**SECOND CAUSE OF ACTION**

10. Defendants hereby incorporate by reference each and every response contained in paragraphs 1 – 17, inclusive, and re-allege the same as if fully set forth herein.

11. Answering Paragraphs 26, 27, and 28 Defendants are without knowledge or information to form a belief as to the truth or falsity of the statements therein and therefore denies each and every allegation contained therein.

**THIRD CAUSE OF ACTION**

12. Defendants hereby incorporate by reference each and every response contained in paragraphs 1 – 19, inclusive, and re-allege the same as if fully set forth herein.

13.. Answering Paragraphs 30, 31, 32, 33, 34, 35, and 36, Defendants are without knowledge or information to form a belief as to the truth or falsity of the statements therein, and therefore denies each and every allegation contained therein.

**FOURTH CAUSE OF ACTION**

14. Defendants hereby incorporate by reference each and every response contained in paragraphs 1 – 21, inclusive, and re-allege the same as if fully set forth herein.

15. Answering Paragraphs 38, 39, 40, and 41, Defendants are without knowledge or information to form a belief as to the truth or falsity of the statements therein and therefore denies each and every allegation contained therein.

**FIFTH CAUSE OF ACTION**

16. Defendants hereby incorporate by reference each and every response contained in paragraphs 1 – 23, inclusive, and re-allege the same as if fully set forth herein.

17. Answering Paragraphs 43 and 44, Defendants are without knowledge or information to form a belief as to the truth or falsity of the statements therein and therefore denies each and every allegation contained therein.

**SIXTH CAUSE OF ACTION**

18. Defendants hereby incorporate by reference each and every response contained in paragraphs 1 – 25, inclusive, and re-allege the same as if fully set forth herein.

19. Answering Paragraphs 46 and 47, Defendants are without knowledge or information to form a belief as to the truth or falsity of the statements therein and therefore denies each and every allegation contained therein.

**SEVENTH CAUSE OF ACTION**

20. Defendants hereby incorporate by reference each and every response contained in paragraphs 1 – 27, inclusive, and re-allege the same as if fully set forth herein.

21. Answering Paragraphs 49, 50, 51, 52, 53, 54, 55, and 56, Defendants are without knowledge or information to form a belief as to the truth or falsity of the statements therein and therefore denies each and every allegation contained therein.

**EIGHTH CAUSE OF ACTION**

22. Defendants hereby incorporate by reference each and every response contained in paragraphs 1 – 29, inclusive, and re-allege the same as if fully set forth herein.

23. Answering Paragraphs 58, 59, and 60, Defendants are without knowledge or information to form a belief as to the truth or falsity of the statements therein and therefore denies each and every allegation contained therein.

**NINTH CAUSE OF ACTION**

24. Defendants hereby incorporate by reference each and every response contained in paragraphs 1 – 31, inclusive, and re-allege the same as if fully set forth herein.

25. Answering Paragraphs 62 and 63, Defendants are without knowledge or information to form a belief as to the truth or falsity of the statements therein and therefore denies each and every allegation contained therein.

**TENTH CAUSE OF ACTION**

26. Defendants hereby incorporate by reference each and every response contained in paragraphs 1 – 33, inclusive, and re-allege the same as if fully set forth herein.

27. Answering Paragraphs 65, 66, AND 67, Defendants are without knowledge or information to form a belief as to the truth or falsity of the statements therein and therefore denies each and every allegation contained therein.

**ELEVENTH CAUSE OF ACTION**

28. Defendants hereby incorporate by reference each and every response contained in paragraphs 1 – 35, inclusive, and re-allege the same as if fully set forth herein.

29. Answering Paragraphs 69, 70, 71, 72, Defendants are without knowledge or information to form a belief as to the truth or falsity of the statements therein and therefore denies each and every allegation contained therein.

**TWELFTH CAUSE OF ACTION**

30. Defendants hereby incorporate by reference each and every response contained in paragraphs 1 – 37, inclusive, and re-allege the same as if fully set forth herein.

31. Answering Paragraphs 74, 75, and 76, Defendants are without knowledge or information to form a belief as to the truth or falsity of the statements therein and therefore denies each and every allegation contained therein.

**THIRTEENTH CAUSE OF ACTION**

32. Defendants hereby incorporate by reference each and every response contained in paragraphs 1 – 39, inclusive, and re-allege the same as if fully set forth herein.

33. Answering Paragraphs 78, 79, and 80, Defendants are without knowledge or information to form a belief as to the truth or falsity of the statements therein and therefore denies each and every allegation contained therein.

**FOURTEENTH CAUSE OF ACTION**

34. Defendants hereby incorporate by reference each and every response contained in paragraphs 1 – 41, inclusive, and re-allege the same as if fully set forth herein.

35. Answering Paragraphs 82, 83, and 84, Defendants are without knowledge or information to form a belief as to the truth or falsity of the statements therein and therefore denies each and every allegation contained therein.

**FIFTEENTH CAUSE OF ACTION**

36. Defendants hereby incorporate by reference each and every response contained in paragraphs 1 – 43, inclusive, and re-allege the same as if fully set forth herein.

37. Answering Paragraphs 86, 87, and 88, Defendants are without knowledge or information to form a belief as to the truth or falsity of the statements therein and therefore denies each and every allegation contained therein.

**SIXTEENTH CAUSE OF ACTION**

38. Defendants hereby incorporate by reference each and every response contained in paragraphs 1 – 45, inclusive, and re-allege the same as if fully set forth herein.

39. Answering Paragraphs 89, 90, 91, and 92, Defendants are without knowledge or information to form a belief as to the truth or falsity of the statements therein and therefore denies each and every allegation contained therein.

**SEVENTEENTH CAUSE OF ACTION**

40. Defendants hereby incorporate by reference each and every response contained in paragraphs 1 – 47, inclusive, and re-allege the same as if fully set forth herein.

41. Answering Paragraphs 94, 95, 96, 97, and 98, Defendants are without knowledge or information to form a belief as to the truth or falsity of the statements therein and therefore denies each and every allegation contained therein.

**EIGHTEENTH CAUSE OF ACTION**

42. Defendants hereby incorporate by reference each and every response contained in paragraphs 1 – 49, inclusive, and re-allege the same as if fully set forth herein.

43. Answering Paragraphs 100, 101, and 102, Defendants are without knowledge or information to form a belief as to the truth or falsity of the statements therein and therefore denies each and every allegation contained therein.

**NINETEENTH CAUSE OF ACTION**

44. Defendants hereby incorporate by reference each and every response contained in paragraphs 1 – 51, inclusive, and re-allege the same as if fully set forth herein.

45. Answering Paragraphs 103, 104, 105, and 106, Defendants are without knowledge or information to form a belief as to the truth or falsity of the statements therein and therefore denies each and every allegation contained therein.

**TWENTIETH CAUSE OF ACTION**

46. Defendants hereby incorporate by reference each and every response contained in paragraphs 1 – 53, inclusive, and re-allege the same as if fully set forth herein.

47. Answering 108, 109, and 110, Defendants are without knowledge or information to form a belief as to the truth or falsity of the statements therein and therefore denies each and every allegation contained therein.

**AFFIRMATIVE DEFENSES**


1. Defendants COLO 6 and NAVROZ HAJI are not parties to, nor interested in, any of the financial affairs between Plaintiff and other Defendants.

2. None of the allegations contained in the Verified Complaint aver to either of these named Defendants.

WHEREFORE, Defendants COLO 6 and NAVROZ HAJI pray as follows:

1. That the Complaint be dismissed against the above-named Defendants;
2. That Defendants above-named be awarded reasonable fees and costs by virtue of having to respond to a Verified Complaint in which no allegations were made against them;
3. For such other and further relief as the Court deems just and proper in the premises.

DATED this 19th day of February, 2008.

  
Defendant COLO 6, by its Authorized  
Representative - RICK FISCH  
ERIC

  
Defendant NAVROZ HAJI

**ACKNOWLEDGEMENT**

State of California

County of Los Angeles

see attached certificates  
S.R.O'Dell

On 2/19/08 before me, Sandra R. O'Dell a notary public, personally appeared

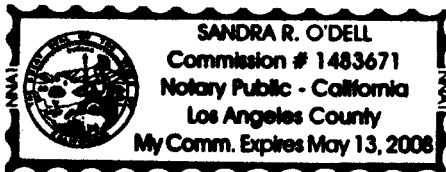
Eric (Rick) Fisch (Colo 6), who proved to me on the basis of satisfactory evidence to be the person ~~at~~ whose

name ~~is~~ ~~are~~ subscribed to the within instrument and acknowledged to me that he ~~she~~ ~~they~~ executed the same in his ~~her~~ ~~their~~



**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**State of CaliforniaCounty of Los AngelesOn February 19, 2008 before me, Sandra R. O'Dell, Notary Public,  
DATE NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"personally appeared Eric (Rick) Fisch  
NAME(S) OF SIGNER(S)

☒ personally known to me - ~~OR~~ - ☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Sandra R. O'Dell

SIGNATURE OF NOTARY

**OPTIONAL**

Though the data below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent reattachment of this form.

**CAPACITY CLAIMED BY SIGNER**

- ☐ INDIVIDUAL  
☐ CORPORATE OFFICER

TITLE(S)

- ☐ PARTNER(S) ☐ LIMITED  
☐ GENERAL

- ☐ ATTORNEY-IN-FACT  
☐ TRUSTEE(S)  
☐ GUARDIAN/CONSERVATOR

☒ OTHER: Co-managing Member

**SIGNER IS REPRESENTING:**

NAME OF PERSON(S) OR ENTITY(IES)

Colo 6, LLC**DESCRIPTION OF ATTACHED DOCUMENT**Answer to Complaint

TITLE OR TYPE OF DOCUMENT

8

NUMBER OF PAGES

February 19, 2008

DATE OF DOCUMENT

Navroz Haji

SIGNER(S) OTHER THAN NAMED ABOVE

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

No. 5907

State of CaliforniaCounty of Los AngelesOn February 19, 2008 before me, Sandra R. O'Dell, Notary Public

DATE

NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"

personally appeared Navroz Haji

NAME(S) OF SIGNER(S)

☐ personally known to me - **OR** - ☒ proved to me on the basis of satisfactory evidence to be the person~~(s)~~ whose name~~(s)~~ is/~~are~~ subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity~~(ies)~~, and that by his/~~her/their~~ signature~~(s)~~ on the instrument the person~~(s)~~, or the entity upon behalf of which the person~~(s)~~ acted, executed the instrument.



WITNESS my hand and official seal.

Sandra R. O'Dell

SIGNATURE OF NOTARY

**OPTIONAL**

Though the data below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent reattachment of this form.

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- ☒ INDIVIDUAL  
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☐ GENERAL  
☐ ATTORNEY-IN-FACT  
☐ TRUSTEE(S)  
☐ GUARDIAN/CONSERVATOR  
☐ OTHER: \_\_\_\_\_

**SIGNER IS REPRESENTING:**  
 NAME OF PERSON(S) OR ENTITY(IES)

himself**DESCRIPTION OF ATTACHED DOCUMENT**Answer to Complaint

TITLE OR TYPE OF DOCUMENT

8

NUMBER OF PAGES

February 19, 2008

DATE OF DOCUMENT

Eric Fisch, Colo 6 LLC

SIGNER(S) OTHER THAN NAMED ABOVE